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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GARY STENT,

Plaintiff,

vs.

NANCY A. BERRYHILL,
Acting Commissioner of
Social Security,

Defendant.

CIVIL NO. 3:16-CV-07288-JST

STIPULATION FOR VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND
~~PROPOSED~~ ORDER

TO THE HONORABLE JON S. TIGAR, DISTRICT JUDGE OF THE DISTRICT COURT:

IT IS HEREBY STIPULATED, by and between Gary Stent (Plaintiff) and Nancy A. Berryhill, Acting Commissioner of Social Security (the Commissioner or Defendant), through their respective counsel of record, that this action be remanded for further administrative action pursuant to section 205(g) of the Social Security Act, as amended, 42 U.S.C. § 405(g), sentence four.

On remand, the Appeals Council will consider issuing a favorable decision. If based on its review, the Appeals Council determines it is unable to issue a favorable decision, then it will instruct the Administrative Law Judge to obtain supplemental vocational expert testimony to determine if Plaintiff Stip. & Proposed Order for Vol. Remand, 3:16-CV-07288-JST

1 would have very little or no vocational adjustment to any other work in the national economy (20 C.F.R.
2 Part 404, Subpart P, Appendix 2). In addition, the Administrative Law Judge will be instructed to
3 further determine, based on Plaintiff's vocational factors, if there are jobs that exist in significant
4 numbers that Plaintiff could perform.
5

6 The parties further request that the Clerk of the Court be directed to enter a final judgment in
7 favor of Plaintiff, and against Defendant, reversing the final decision of the Commissioner.
8

9 Respectfully submitted,
10

11 Date: June 15, 2017

12 By: /s/ *Terry LaPorte
13 TERRY LAPORTE
14 (*authorized by email on June 14, 2017)
15 Attorney for Plaintiff

16 Date: June 15, 2017

17 BRIAN STRETCH
18 United States Attorney
19 By: /s/ Jennifer A. Kenney
20 JENNIFER A. KENNEY
21 Special Assistant United States Attorney

22 **ORDER**

23 PURSUANT TO STIPULATION, IT IS SO ORDERED:
24

25 Dated: June 16, 2017

26 
27 HON. JON S. TIGAR
28 UNITED STATES DISTRICT JUDGE